



General Assembly

January Session, 2011

**Amendment**

LCO No. 7262

**\*SB0113807262SD0\***

Offered by:

SEN. WILLIAMS, 29<sup>th</sup> Dist.

SEN. LOONEY, 11<sup>th</sup> Dist.

SEN. STILLMAN, 20<sup>th</sup> Dist.

REP. FLEISCHMANN, 18<sup>th</sup> Dist.

SEN. COLEMAN, 2<sup>nd</sup> Dist.

SEN. DUFF, 25<sup>th</sup> Dist.

SEN. DOYLE, 9<sup>th</sup> Dist.

SEN. MCKINNEY, 28<sup>th</sup> Dist.

To: Subst. Senate Bill No. 1138

File No. 427

Cal. No. 243

**"AN ACT CONCERNING THE STRENGTHENING OF SCHOOL BULLYING LAWS."**

1 Strike lines 3 to 24, inclusive, in their entirety and insert the  
2 following in lieu thereof:

3 "(a) As used in this section and sections 10-222g, as amended by this  
4 act, 10-222h, as amended by this act, and sections 4 and 9 of this act:

5 (1) "Bullying" means (A) the repeated use by one or more students  
6 of a written, oral or electronic communication, such as cyberbullying,  
7 directed at or referring to another student attending school in the same  
8 school district, or (B) a physical act or gesture by one or more students  
9 repeatedly directed at another student attending school in the same  
10 school district, that: (i) Causes physical or emotional harm to such  
11 student or damage to such student's property, (ii) places such student  
12 in reasonable fear of harm to himself or herself, or of damage to his or

13 her property, (iii) creates a hostile environment at school for such  
14 student, (iv) infringes on the rights of such student at school, or (v)  
15 substantially disrupts the education process or the orderly operation of  
16 a school. Bullying shall include, but not be limited to, a written, oral or  
17 electronic communication or physical act or gesture based on any  
18 actual or perceived differentiating characteristic, such as race, color,  
19 religion, ancestry, national origin, gender, sexual orientation, gender  
20 identity or expression, socioeconomic status, academic status, physical  
21 appearance, or mental, physical, developmental or sensory disability,  
22 or by association with an individual or group who has or is perceived  
23 to have one or more of such characteristics;"

24 In line 34, strike "photographs" and insert "images" in lieu thereof

25 In line 65, bracket "they" and after the closing bracket insert  
26 "students"

27 In line 77, strike "not later than ten school days" and insert  
28 "promptly" in lieu thereof

29 In line 93, strike ", not later than ten days after the"

30 Strike line 94 in its entirety

31 In line 95, strike "subsection,"

32 In line 96, strike "student's"

33 In line 96, after "safety" insert "of the student against whom such act  
34 was directed"

35 In line 104, strike "for purposes of the state-wide safe school climate"

36 In line 105, strike "resource network, described in section 4 of this  
37 act,"

38 In line 114, strike "prohibit the continuation and" and insert "direct  
39 the development of student safety support plans for students against  
40 whom an act of bullying was directed that address safety measures the

41 school will take to protect such students against further acts of  
42 bullying, (14) requires the" in lieu thereof

43 Strike lines 115 and 116 in their entirety

44 In line 127, strike "victim" and insert "student against whom such  
45 bullying was directed" in lieu thereof

46 In line 128, strike "victim" and insert "student against whom such  
47 bullying was directed" in lieu thereof

48 In line 161, strike "created" and insert "approved" in lieu thereof

49 In line 201, strike "create,"

50 In line 202, strike "and"

51 In line 204, after "instruments" insert "approved by the department"

52 In line 208, after "trends" insert "." and strike "and provide such  
53 information to the"

54 Strike line 209 in its entirety

55 In line 210, strike "of this act."

56 Strike lines 221 to 227, inclusive, in their entirety

57 In line 228, strike the opening and closing brackets and "(c)"

58 In line 236, strike "collect and analyze bullying data" and insert  
59 "make available to all schools, information, training opportunities and  
60 resource materials to improve the school climate to diminish bullying."  
61 in lieu thereof

62 Strike lines 237 to 242, inclusive, in their entirety

63 In line 268, after "resolution" insert ", the prevention of and response  
64 to youth suicide"

- 65 In line 278, after "on" insert "the identification and"
- 66 In line 278, after "of" insert "and response to"
- 67 In line 305, after "bullying" insert ", as defined in section 10-222d of  
68 the general statutes, as amended by this act, and the prevention of and  
69 response to youth suicide"
- 70 In line 316, strike "or"
- 71 In line 317, after "cyberbullying" insert ", or (7) information on the  
72 incidence of youth suicide, methods of identifying youths at risk of  
73 suicide and developmentally appropriate strategies for effective  
74 interventions to prevent youth suicide"
- 75 In line 326, after "bullying" insert ", as defined in section 10-222d, as  
76 amended by this act, and the prevention of and response to youth  
77 suicide"
- 78 In line 338, after "bullying" insert ", as defined in section 10-222d of  
79 the general statutes, as amended by this act,"
- 80 Strike line 371 in its entirety and insert the following in lieu thereof:  
81 "year thereafter, the principal of each school shall establish a  
82 committee or designate at least one existing"
- 83 In line 372, strike "that is" and insert "to be" in lieu thereof
- 84 Strike lines 397 to 404, inclusive, in their entirety and insert the  
85 following in lieu thereof:
- 86 "Sec. 10. (NEW) (*Effective July 1, 2011*) (a) No claim for damages shall  
87 be made against a school employee, as defined in section 10-222d of  
88 the general statutes, as amended by this act, who reports, investigates  
89 and responds to bullying, as defined in said section 10-222d, in  
90 accordance with the provisions of the safe school climate plan,  
91 described in said section 10-222d, if such school employee was acting  
92 in good faith in the discharge of his or her duties or within the scope of

93 his or her employment. The immunity provided in this subsection does  
94 not apply to acts or omissions constituting gross, reckless, wilful or  
95 wanton misconduct."

96 In line 407, strike ", as defined in section 10-222d of the general  
97 statutes, as"

98 In line 408, strike "amended by this act,"

99 In line 408, strike "as defined in said section"

100 In line 409, strike "10-222d,"

101 In line 409, strike "school district"

102 In line 410, strike "bullying" and insert "safe school climate" in lieu  
103 thereof

104 After line 413, insert:

105 "(c) No claim for damages shall be made against a local or regional  
106 board of education that implements the safe school climate plan,  
107 describe in section 10-222d of the general statutes, as amended by this  
108 act, and reports, investigates and responds to bullying, as defined in  
109 said section 10-222d, if such local or regional board of education was  
110 acting in good faith in the discharge of its duties. The immunity  
111 provided in this subsection does not apply to acts or omissions  
112 constituting gross, reckless, wilful or wanton misconduct."